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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT SEATTLE

9                   UNITED STATES OF AMERICA,

10                  Plaintiff,

11                  v.

12                  PARIS WINSTON STEWART,

13                  Defendant.

NO. CR07-211RSL

ORDER DENYING MOTION TO  
REDUCE SENTENCE

This matter comes before the Court on defendant Stewart's "Motion to Reduce Sentence Pursuant to 18 U.S.C. § 3582(c)(2), Dkt. #89. Defendant contends that he is eligible for a sentence reduction by two levels via Amendment 706 to the United States Sentencing Guidelines, which reduces the base offense level for cocaine base offenses. Id. at 2. Amendment 706 became effective November 1, 2007. Defendant was sentenced more than two months later, on January 10, 2008. Dkt. #86. As Amendment 706 was in effect when defendant was sentenced, defendant already received the appropriate sentence reduction mandated by the amended Sentencing Guidelines. See, e.g., Dkt. #77 at 5 (government sentencing memorandum based on November 1, 2007 edition of U.S.S.G. 2D1.1(c)(5)).

For the foregoing reasons, defendants motion to reduce sentence (Dkt. #89) is DENIED.

ORDER DENYING MOTION TO  
REDUCE SENTENCE - 1

1 DATED this 3<sup>rd</sup> day of March, 2009.  
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*Robert S. Lasnik*

7 Robert S. Lasnik  
8 United States District Judge  
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ORDER DENYING MOTION TO  
REDUCE SENTENCE - 2